

Message

From: DeJong, Stephanie [DeJong.Stephanie@epa.gov]
Sent: 11/5/2015 11:09:27 PM
To: Laipply - CDOT, Joshua [joshua.laipply@state.co.us]
CC: Richard Willard - CDOT [Richard.Willard@state.co.us]; Nathan Moore (nathan.moore@state.co.us) [nathan.moore@state.co.us]; Knerr - CDPHE, Lisa [lisa.knerr@state.co.us]; Campbell, Gwen [Campbell.Gwen@epa.gov]
Subject: RE: EPA Audit
Attachments: CDOT cover letter v2 update.pdf; CDOT Inspection Report(v2 update)_Final.pdf

Dear Mr. Liapply,

We have discussed your request internally. We are sending a hard copy of the attached update to the second version of the report, which incorporates your requested changes with some edits to how the changes were worded. There were also other areas of the report where the edited information in the report was reiterated, and the same changes were made in those sections. To be clear, where this updated second version refers to a CDOT inspector in Region 2, it is a reference to Ms. Erickson. Where it refers to a second or additional staff person in Region 2, it is a reference to Mr. Stecklein.

Based on your email, there appears to be a continued misunderstanding of the original report with a cover later dated September 30, 2015. This was not a "draft" report. I tried to clarify this misunderstanding in an email I sent to Rick Willard and Tom Boyce with the second version of the report on October 19. I also stated in an email to Jane Hann on October 13, the original version is still part of the official record as is this second version. The EPA has never stated that a "draft" report has been issued. All versions of this report are part of the official record. Should this matter be litigated, we will be producing all the names in the original September 30 report.

Sincerely,

Stephanie DeJong

NPDES Unit
Water Technical Enforcement Program
U.S. EPA Region 8
1595 Wynkoop St., 8ENF-W-NP
Denver CO, 80202
303.312.6362

From: DeJong, Stephanie
Sent: Tuesday, November 03, 2015 1:59 PM
To: 'Laipply - CDOT, Joshua'; Campbell, Gwen
Subject: RE: EPA Audit

Mr. Liapply,

We've received your request and will respond soon. FYI, we will be working out of the office tomorrow, November 4.

Sincerely,

Stephanie DeJong

NPDES Unit
Water Technical Enforcement Program

U.S. EPA Region 8
1595 Wynkoop St., 8ENF-W-NP
Denver CO, 80202
303.312.6362

From: Laipply - CDOT, Joshua [<mailto:joshua.laipply@state.co.us>]
Sent: Tuesday, November 03, 2015 12:36 PM
To: Campbell, Gwen; DeJong, Stephanie
Subject: EPA Audit

Mrs. DeJong,

I spoke with you on October 9th regarding requested changes to the Draft audit document you had prepared. I discussed removing Ms. Erickson's name specifically and one of our Contractors, Kiewit. You were hesitant for both but I thought we had agreed that Ms. Erickson's name would still be removed. If the purpose of this audit is to help CDOT comply to EPA standards of WQ and protection of the environment, then removing Ms. Erickson's name and replacing it with "Region 2 staff" is the best approach. By naming Ms. Erickson specifically you undermine her credibility with fellow CDOT staff and make it difficult for us to properly implement the inspections that we need to do. The removal of her name does not remove any substantive information from the audit and enhances our ability to be fully compliant.

I have attached our proposed edits to the audit and are hopeful that you will see that this benefits both agencies.

Respectfully,

Joshua Laipply

Joshua Laipply
Chief Engineer



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